

QUESTIONS & ANSWERS

RG-289

October 1997

Municipal Solid Waste Reporting and Disposal Fee

This document is for guidance only; it does not replace or supersede the official rules and regulations.

What Is This Fee?

Each operator of a facility in Texas that disposes of municipal solid waste by means of landfilling, including landfilling of incinerator ash, or by a process for disposal such as incineration or land application, is required to pay a fee to the Texas Natural Resource Conservation Commission (TNRCC) for all waste received for disposal. This fee is charged in accordance with Title 30, Chapter 330, Subchapter P of the Texas Administrative Code. The purpose of the fee is to provide revenue for funding programs to protect the environment and the health, welfare, and physical property of the people of Texas through regulating the collection, handling, storage, and disposal of nonhazardous municipal solid waste.

How Is the Fee Assessed?

A quarterly fee is assessed against each operator of a municipal solid waste disposal, treatment, or processing facility. Each operator is required to submit a Quarterly Solid Waste Report, on a form furnished by the TNRCC, no later than 20 days following the end of the quarter for which the report is applicable. Failure of the landfill operator or waste processor to submit the required report by the due date is sufficient cause for the TNRCC to revoke the facility's permit. Other pertinent information necessary to track the amount of waste generated, recovered, or recycled may be required.

Fee rates for waste received for disposal at a landfill and reported in:

Tons	\$1.25 per ton
Cubic yards (compacted)	\$0.40 per cubic yard
Cubic yards (uncompacted)	\$0.25 per cubic yard

Fee rates for waste processed for disposal (included in this category are incinerators, composting and shredding facilities, and similar facilities or process) and reported in:

Tons	\$0.625 per ton
Cubic yards (compacted)	\$0.20 per cubic yard
Cubic yards (uncompacted)	\$0.125 per cubic yard

When Are the Fees Due?

Where Do I Send the Payment?

Your fee payment is due 30 days after the invoice date shown on the billing statement. Return your payment and payment coupon to the mailing address shown on the back of the coupon. Use the envelope provided for your convenience. Be sure to turn the coupon over so that our mailing address shows through the envelope's window.

Will Late Fees Be Assessed?

Yes. Effective March 1, 1997, the TNRCC in accordance with new Chapter 12 of the agency's rules, began assessing penalties and interest for the late payment of fees owed. A penalty of 5 percent of the fee due will be assessed if the fee is not paid by the due date. If not paid within 30 days after the due date, an additional 5 percent penalty will be assessed, after which an interest charge of 1 percent per month will be assessed. Late charges will not be applied retroactively to outstanding fees assessed before March 1, 1997.

What If I Think My Fee Is Incorrect?

Fee disputes must be submitted in writing before the due date. A telephone call will be accepted; however, you will be advised to submit your claim in writing. In your correspondence please provide your account name, account number, permit number, and a

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detailed description of the suspected error. Prompt payment must be made for any part of the bill not in dispute. Disputing a portion of the bill does not delay the due date of the uncontested portion.

Why Must I Return the Coupon with My Payment?

The payment coupon (top portion of your bill) contains an optical character reader (OCR) line. When we receive your payment, a computer reads your account number from the OCR line. Without the original coupon, there will be a delay in processing your payment, which could result in late fees.

If I Have More Than One Account; May I Send One Check for the Total Amount?

You may send all your payments in one envelope, but please enclose a separate check for each coupon. If the number of checks does not equal the number of coupons, we will have to process your payment manually, and your accounts may not be credited correctly or in time to avoid late fees.

What Does “FY” Mean on My Statement?

“FY” means the TNRCC’s “fiscal year,” which runs from September 1 through August 31. Remember, the solid waste disposal fee is assessed quarterly (e.g., for September through November, and so on), and reports are due 20 days after the end of the reporting period.

Where Do I Send Correspondence or Get More Information?

For Facility Information, Address Changes, and Reports:

Texas Natural Resource Conservation Commission
Municipal Solid Waste Division
Technical Support and Used Oil Programs MC 214
PO Box 13087
Austin TX 78711-3087
(512) 239-6700

For Account Balance Information:

Texas Natural Resource Conservation Commission
Financial Administration, Revenues Section
(512) 239-0192



Financial Administration / MC 214
Texas Natural Resource Conservation Commission
P.O. Box 13087
Austin, TX 78711-3087